

UNITED STATES DISTRICT COURT  
EASTERN DISTRICT OF TENNESSEE  
AT \_\_\_\_\_

FILED

SEP - 6 2022

Clerk, U. S. District Court  
Eastern District of Tennessee  
At Chattanooga

Darcell Walton

Name of plaintiff (s)

v.

Case No. 1:22-CV-228  
(to be assigned by Clerk)

Gestamp of Chattanooga

Achley/Steger

Name of defendant (s)

COMPLAINT

1. A short and plain statement of the grounds for filing this case in federal court (include federal statutes and/or U.S. Constitutional provisions, if you know them):

I have a letter from the EEOC for the right to sue for a charge  
of discrimination against disability and for the company  
being sexes, racial discrimination and for harassment, FMLA  
2. Plaintiff, ~~Darcell~~ Darcell Walton <sup>Gestamp for</sup> <sub>Wrongful Termination,</sub>

6311 Roscoe Lane

street address

Harrison

city

Retaliation

Hamilton

county

Tn

state

37341

zip code

423-486-7304

telephone number

(if more than one plaintiff, provide the same information for each plaintiff below)

Stacey Cheeres, DeMarcus, Byron Walton

3. Defendant, Gestamp of Chattanooga lives at, or its business is located at  
3063 Hickory Valley Rd., Chattanooga,  
street address city  
Hamilton, Tn, 37421  
county state zip code

(if more than one defendant, provide the same information for each defendant below)

4. Short and plain statement of your claim (state as briefly as possible the facts of your case and how each defendant is involved. You may use additional paper if necessary):

I filed a complaint against the Supervisor Bobby Flack  
and <sup>Mike Patiggi</sup> Superintendent for be sexes and for making remarks  
about gays. I am a lesbian and was harassed and was  
discriminated against because of me bring on FMLA for  
my own health reasons and it was used against me. I was  
terminated because the company went back 16 days on  
the 11th of July stating I left the premises between  
three hours of 4:30 AM & 6:00 AM which I denied, I  
believe they used a excuse because I was out on FMLA  
from July 16, 17, 18, 19, 20, 21, 22 and was released from the hospital  
to return to work on July 23. I worked a full day and the  
following night I was asked to leave the premises because  
The Lead man Jon Partib and 2 coworker Vernon molten had told  
The Area Manager Renrick that I had Applied for FMLA when  
in fact I have been on FMLA since Sept. of 2021 And wasnt due for  
recertification until Sept 2022. I have All documents including Recording  
of H.R. stating their Reason of Termination. I was not home to see...

until HR Investigated their reasoning if I could come back. On July 27 I received a phone call and it was recorded for my proof that I was being terminated.

Byron Walton my son was employed but put in his 2 weeks notice the beginning of the year because of the mental distress he went through 42 moved him from his position to another department because of his disability and wouldn't let him come back to his department because he was on FMLA as well. HR kept asking me if my son was on his medication at all and wouldn't give the right info for his ADA

Bobby Flack Cold Stamp Supervisor at the time called Demarcus Amoukey and filed a complaint with HR but <sup>Racial Discrimination</sup> eventually left the job due to distress.

Stacey Cheeves is my Partner filed a complaint against Bobby Flack and Mike Patini for them being sexist and harassing the two of us for our status as being lesbians and saying we were a disruption to the work force.

All of the parties, <sup>Supervisor</sup> Bobby Flack, <sup>Superintendent</sup> Mike Patini, <sup>HR</sup> Kadi, <sup>Area Manager</sup> Renrick have all put in their Resignation and are no longer there including a host of others... Not sure why.

Also I unique went to HR to file a complaint for sexual harassment against Vernon Molten which has numerous complaints against him for sexual harassment. HR allows women to be harassed sexually by men and never take action.

I have filed in the past for sexual harassment and again HR does nothing

5. A demand for judgment for the relief you seek (list what you want the Court to do):

- a. Resputation for mental distress, lost wages
- b. Resputation for the hostile environment
- c. Resputation for Discrimination
- d. Resputation for Wrongful termination

I (We) hereby certify under penalty of perjury that the above complaint is true to the best of my (our) information, knowledge and belief.

Signed this 6<sup>th</sup> day of Sept., 20 22.

Darcell Water  
Signature of plaintiff (s)